

**MINUTES OF THE PUBLIC HEARING HELD BEFORE THE
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA
JUNE 17, 2009**

A public hearing was held on Wednesday, June 17, 2009, in the Council Chambers of City Hall, 610 Main Street, Jasper, Indiana.

Call to Order. Presiding Officer Mayor William J. Schmitt called the hearing to order at 6:50 p.m.

Roll Call.

Mayor William J. Schmitt	Present
Council members:	
John Schroeder	Present
David Prechtel	Present
Thomas Schmidt	Present
Ambrose 'Butch' Schitter	Present
Kevin Manley	Present
Randall Buchta	Present
Raymond Howard	Present
City Attorney Sandra Hemmerlein	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Juanita Boehm announced that in order to have a quorum for the hearing, a majority of the council members must be in attendance. All seven council members were in attendance; therefore, there was a quorum for the hearing.

Purpose. Mayor Schmitt said the purpose of the public hearing is to receive public comments concerning the petition of Karen S. and Robert F. Whitten, Trustees of the Karen S. Whitten Trust to vacate a public utility and drainage easement located in West View Third Addition.

A notice concerning the public hearing appeared in the Herald on May 22, 2009. A notice was also posted at City Hall and faxed to the news media.

Robert F. Whitten, 1530 W 15th Street, said he owns Lots 32, 35, and 36 in West View Third Addition. He said when he built a pool two years ago he did not have to get a building permit, therefore, he did not know there was an easement. When he got a building permit for a pool house, the contractor informed him that it would be built on a 10 foot public utility and drainage easement on Lot 32. He said nothing is located in that easement therefore he wants to vacate it.

Several City department heads said they did not object to the vacation as long as the City receives another easement. It was recommended Whitten grant the City a 10 foot public utility and drainage easement on Lot 35 west of the property line.

Mayor Schmitt then asked for public comments. No comments were received.

Thereafter, a **motion** was made by Council member Ambrose 'Butch' Schitter and seconded by Council member David Prechtel to close the public hearing. The motion carried 7-0 and the hearing closed at 6:55 p.m.

Mayor William J. Schmitt
Presiding Officer

Attest:

Juanita S. Boehm, Clerk-Treasurer

Margaret A. Kress, Recording Secretary